1 2 3 4	Van Longyear, CSB No.: 84189 Nicole M. Cahill, CSB No.: 287165 3620 American River Drive, Suite 230 Sacramento, CA 95864 Phone: 916-974-8500 Facsimile: 916-974-8510			
5	Emails: longyear@longyearlaw.com cahill@longyearlaw.com			
6	Attorneys for Defendant, County of Sacramento			
7	County of Sacramento			
8	UNITED STATES DISTRICT COURT			
9	EASTERN DISTRICT OF CALIFORNIA SACRAMENTO DIVISION			
10				
11	KIMBERLY PEREZ, individually and as successor-in-interest to Maurice Holley, Sr.,			
12	deceased; MAURICE HOLLEY, Jr., STIPULATION AND ORDER TO			
13	Maurice Holley, Sr.; ANGEL HOLLEY, individually and as a successor-in-interest to Maurice Holley, Sr., deceased; MITRA			
14				
15	HOLLEY, individually and as a successor-in- interest to Maurice Holley, Sr. deceased,			
16	Plaintiffs {			
17	$\left\{ \mathbf{v}_{\cdot}\right\}$			
18	COUNTY OF SACRAMENTO, a public			
19	entity; and DOES 1-10, inclusive,			
20	Defendants.			
21	Under Federal Rules of Civil Procedure 16(b)(1)(A) and Local Rule 143, the parties,			
22	through counsel, stipulate to and hereby request a modification of this Court's scheduling order.			
23	Pursuant to the Court's Initial Scheduling Order (ECF No. 3) and the parties Joint Status Repor			
24	(ECF No. 9), the current schedule is as follows:			
25	• Fact discovery cut off: March 25, 2022			
26	Expert witness disclosure: May 24, 2022			
27	Supplemental expert disclosure: June 23, 2022			
28	Dispositive motion deadline: September 21, 2022			

STIPULATION AND ORDER TO MODIFY THE SCHEDULING ORDER- 1

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The parties in this case request an extension only as to the fact discovery cut off. The parties request that the current fact discovery deadline of March 25, 2022, be extended until May 25, 2022. The parties also request that the deadlines based on the fact discovery deadline also move accordingly. The respective deadlines would thus be as follows:

o Fact discovery cut off: May 25, 2022

o Expert witness disclosure: July 25, 2022

o Supplemental expert disclosure: August 22, 2022

O Dispositive motion deadline: November 22, 2022

A scheduling order may only be modified upon a showing of good cause and by leave of Court. Fed. R. Civ. Proc. 6(b)(1)(A); *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604, 609 (9th Cir. 1992). In considering whether a party moving for a schedule modification has good cause, the Court primarily focuses on the diligence of the party seeking the modification. *Johnson*, 975 F.2d at 609. Defendant has served written discovery to Plaintiffs. In addition, Defendant seeks to depose the Plaintiffs after written discovery has been responded to. Further, Defendant and Plaintiff Perez have conferred extensively regarding the status of Rule 26 disclosures and have a pending telephonic pre-discovery motion conference with Judge Jeremy Peterson set for March 29, 2022. (ECF No. 10.) Judge Peterson was not available to set the conference until after fact discovery cut-off. Because formal motion practice may be required after the conference, the parties believe an extension of the discovery deadline is warranted.

For these reasons, good cause exists to modify the fact discovery cut off deadline and related court deadlines.

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1	IT IS SO STIPULATED.		
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3	Dated: March 18, 2022		LONGYEAR & LAVRA, LLP
4		Dan	/s/ Nicole M. Cahill
5		Dy.	VAN LONGYEAR NICOLE M. CAHILL
6			Attorneys for Defendant, County of Sacramento
7	Dated: March 18, 2022		LAW OFFICES OF TED A. GREENE, INC.
8	-, -		
9		By:	/s/ Glen F. Olives [authorized on 3-3-22] GLEN F. OLIVES
10			Attorneys for Plaintiff, Kimberly Perez
11			
12 13	Dated: March 18, 2022		THE GORDON LAW FIRM
14		Dru	/a/ Chaig Condon [authorized on 2, 2, 22]
15		Бу:	/s/ Chris Gordon [authorized on 3-3-22] CHRIS GORDON Attorneys for Plaintiffs
16			Attorneys for Plaintiffs, Maurice Holley, Jr., Angel Holley and Mitra Holley
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STIPULATION AND ORDER TO MODIFY THE SCHEDULING ORDER- 3

ORDER Good cause appearing, the parties' stipulated request to modify the Court's Scheduling Order (ECF No. 3) is GRANTED. The relevant deadlines are ordered as follows: o Fact discovery cut off: May 25, 2022 Expert witness disclosure: July 25, 2022 Supplemental expert disclosure: August 22, 2022 Dispositive motion deadline: November 22, 2022 DATED: March 21, 2022 Troy L. Nunley United States District Judge